

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION**

**AGERE SYSTEMS INC.,
a Delaware Corporation,**

Plaintiff,

v.

**SAMSUNG ELECTRONICS
COMPANY, LTD., a Corporation of the
Republic of Korea,**

Defendant.

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Case No. 2-06CV-185 (TJW-CE)

JURY TRIAL DEMANDED

JOINT MOTION TO LIFT STAY AND TO DISMISS WITH PREJUDICE

Plaintiff Agere Systems Inc. (“Agere”) and Defendant Samsung Electronics Company, Ltd. (“Samsung”) hereby respectfully move the Court for an order lifting the stay entered in this action on December 11, 2007, and dismissing all claims by Agere against Samsung, and all counterclaims by Samsung against Agere, with prejudice pursuant to Fed. R. Civ. P. 41(a)(2). Agere and Samsung request dismissal of all claims subject to the terms of that certain agreement titled “SETTLEMENT AND PATENT LICENSE AGREEMENT BETWEEN LSI CORPORATION AND SAMSUNG ELECTRONICS COMPANY, LTD.” dated June 30, 2010. Agere and Samsung further respectfully request an order that all costs and attorneys’ fees related to this litigation shall be borne solely by the party incurring the same.

DATED: July 6, 2010

Respectfully submitted,

/s/ Elizabeth L. DeRieux
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Attorneys for Defendant SAMSUNG
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CERTIFICATE OF SERVICE

I hereby certify that the all counsel of record who are deemed to have consented to electronic service are being served this 6th day of July, 2010, with a copy of this document via the Court's CM/ECF system per Local Rule CV-5(a)(3). Any other counsel of record will be served by electronic mail, facsimile transmission and/or first class mail on this same date.

s/ Elizabeth L. DeRieux
Elizabeth L. DeRieux